File No. 119–12

Serial Nos. 1–3

Late Ref.
Ch 299-13(1-6) B.
Ch. 254-21(1-2)

1902

GENERAL AND REVENUE SECRETARIAT.

(Courts)

Part A: Manuscript
for January 1913.

Copying Rules

Serial Nos. 1–3.

The Regr Chf Ch 1613/110 of 14/11/12
Forwards for approval a set of revised rules.

2. To the Regr Chf Ch + 4 others 1796-1800 of 27.
Directs that the Rules shall come into force from 1st Feb 1912.

3 To the Regr. Chf Ch +4 others 2117-28 of 28/1/1.
Approves the draft rules received with Sl. No 1

GPB—5,000—20-3-06.

Office 199-12
Pr. refee 162-10

(68)

G.R.S. 11] 1912-13

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

Cts File No. 119

FILE HEADING.

Copying Rules.

From The Registrar, Chief Court of Mysore.

No. 1613/110 Dated 14.11.12. Received 16.11.12.

Diary No. 1305 | Enclos. one Spare Copies. | Serial No. 1.

BRIEF ABSTRACT OF LETTER.

Forwards for approval a set of revised rules in regard to the granting of Copies wnt on the new Copying Sheets

NOTES AND ORDERS.

7.	Subd: In their order, N.J. 2538-41 — Cts 162-10-2, dated 1st March 1912, Govt. Sanctioned the introduction in the State of rules
Examples to be found on pages 35 & 36 of the notes	Sheets of the Value of annas two for Copies to be granted in the Civil and Criminal

NOTES—First Sheet.

GPB—30,000—12-8-11

R. S. 12]

General and Revenue Secretariat.

CS File No. 119 of 1912

Serial No.

Courts In para (3) thereof the Chief Court was also requested to propose the necessary Changes in the Copying rules now in force so as to bring the new Scheme into effect from 1st January 1913

(2) The following points are chiefly noticeable in the draft rules sent up by the Chief Court:-

(3) Rule 2 (c) of the existing Rules permits the grant of "private Copies" on other than three-pie paper. Though such Copies are not admitted into the records of Courts, they are taken by the parties for their own private use. The proposed rules (vide R. 15) seem to make no provision for the grant of such Copies with the result, that parties will have to pay an extra 4 pies or so for every sheet taken up for the Copy.

(4) Rule (14) of the current

Flag

"Wrong. The distinction as abolished when the Chief Court revised the rules (Ch. 146-9) were the rule 19 thus Copies cannot now be granted & the rule stands now as the rule stood like those mss. forms

The new rules do not Contemplate the grant of "private" Copies. The distinction has been deliberately abolished. If the applicant pays 4 pies more for the paper he will, on the other hand, have the advantage of a distinction which he had not before.

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

Serial No.

rules lays down that in calculating the amount of Copying fees, it is not necessary to count all the words to be copied, but that it would be sufficient to compute their number as nearly as possible Similar instructions are not to be found in the Rules now sent up, and it is not known whether they are not necessary with a view to calculate the number of Copying Sheets to be called for from the party under Rule 12, and also for the purpose of Rule 15

Does not seem to be necessary. The requisition will only be approximate but in writing out the Copyist has to be guided by the rules which fix the number words to be written on a Sheet

Sd

(5) Under Rule 15 of the new Rules, it is immaterial how many words are written on each line provided the total on each Sheet does not exceed 100 English or 150 Vernacular words and that for any two annas Sheets and no more are raised

In the draft we fixed 200 on C. G.'s recommendation but the draft Satisfying the Scheme we fixed 200 This was perhaps a mistake Please see C. G.'s letter in file

Sd

NOTE—Contn. sheet.

Serial No.

as are necessary to complete the copy at the above rates. This has apparently to be calculated roughly as copying is done. The vertical lines in the sheets are intended to restrict the number of words on each line as nearly as possible to six and ensure the words being written clearly apart, and this may perhaps also be emphasized in the rules as well.

does not seem necessary.

(6) Rules 17 and 18 are new and they are important as affecting or safeguarding the Govt revenues. The public purchase the sheets from the licensed Stamp Vendors at the rate of two annas per sheet and present them with the application for copies. After the copies are made out the upper half of the stamp impressed at the head of each sheet is

Serial No.

torn off along the perforated line and then signed by the Copyists and examiner and kept till the end of the month. The accounts will be made up monthly and the amount due to each will be paid out of the Contingencies at the rate of one anna eight pies per sheet, the remaining 4 pies representing the cost of paper, &c. To prevent the risk of stamp slips being used more than once, the officer passing the account will check and destroy the slips.

Will this necessitate an increased grant under Contingencies to Each Court?
St

The officer referred to in this Rule is perhaps the presiding officer of the Court and in the case of Central Record, the officer in charge thereof, under whose orders alone contingent expenditure has to be incurred. Branch II of the Comptr. may perhaps also be consulted in regard to this part of the proposed Rules. Submitted

[This may perhaps be made clear. Ascertain informally the intention.
St

General and Revenue Secretariat.

Cs File No. 119 of 1912-13

Serial No.

for orders. (The word therefrom at the end of Rule 20 is "therefor" in the Corresponding old rule.)

Hes 22 19(11)
19-11-12

Lo Br II for remarks if any.

3.50 P.m. 25/11

25/11/12

Subd. 25/11

7

We are concerned with the Para 19 of the Rules. That paragraph says that though each sheet is priced 2 annas for till keep on & 4 pies used pice 1 anna 8 pies Rec'd included between the Copyist and the Examiner Mr Hare that 4 pies will meet the Cost of the paper. It was Mr Amere & the Cost of paper that is included in the Cost of paper, Cost of printing the Stamp on it and the discount paid that will be paid to the Vendors. We do not clear whether 4 pies per sheet will meet all these and will not any burden on the General Revenue Assuming that a Margin of 4 pies will

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

R. S. 12]

General and Revenue Secretariat.

Up File No. 119 of 1912

Serial No.

Cover all these charges there would seem no objection to the proposed distribution. The same para further states that the accounts of the Copyists & Examiners will be made up monthly and the payment debited to the Contingencies of the Court concerned. The procedure in the Courts in verifying the amount claimed with form & of the Stamp design at the top of the paper.

8 Under Appendix B C.A.C. Vol II, the Classification of Receipts will be under Stamp - Sale of Court fee Stamps. The Appendix has also shown under law & Justice - Courts of Law - under a distinct head - Record Room and Copying & Tabulating Division a Contingent Charge & Credit of the same be paid into Contingent Funds. One provision should be made in the Estimates and the charges debited to it and the bill with the form prescribed sent to the Comptroller & Auditor just as Establishment bills are sent & audited.

9 Rule 13 provides for the applicant procuring the necessary number of Copying Sheets and their Entry in a Spl Reg^r and Rule 23 provides for unused Sheets being returned to the party along with

10

* Perhaps to prevent delay in the part of the Small Cause Court people wishing to get the Spl Sheets even after the prescribed period to make up their accounts within the exact hours for from Contingencies & Comptt & Audit Office when it is received & audited in the Court and not after the Office has closed at which all of the Sheets should be cashed at the Counter

NOTE—Contn. sheet.

R. S. 12]

General and Revenue Secretariat.

CB File No. 189 of 1912-3

Serial No.

the Copy and Rule 24 provides that all cancelled Copies and unused Sheets will be destroyed after 12 months. In the meantime presumably under Rule 19 they will be in the Custody of the Officer appd & the A for that purpose during the night but there was no rule that it should be in his Custody always. It is therefore better to prevent possible abstraction of unused papers & the Copyist to rule that all completed Copies and unused Sheets should be kept in the personal Custody of the Md Ministerial Officer & the Bill it is now needed for delivering through at the close of each day unused Sheets and Copies in process are kept & any other person. Whether to act as a Check on Md Ministerial Officer himself he may be asked to keep a Reg showing the No of completed Copies together with all particulars of application & Case & the No of Sheets used & unused in the Copy, the Date of making over to the Applt or its destruction under Rule 24 together with the signature of the Party when he takes the Copy & the unused Sheets

I agree.
M
9/12/12

Not necessary I think. The Register mentioned in Rule 13 should be sufficient for all practical purposes
M
9/12/12

H Dept 5378

Delete (1)

26.XI.12

To A.C. IAD for a note on the account and audit aspects of the rules

M
26/11/12

NOTE—Contn. sheet.

GIP—65,000—17-6-12.

General and Revenue Secretariat.

Ch File No. 119 of 1912-3

Serial No. 12

This may perhaps go with the order.

The receipts representing the amounts paid by vendors may be credited to a new head "sale of stamped papers for copies" under "VII Stamps'

13) The charges which will be the amounts drawn by the Courts on bills, for payment to copyists and examiners may be debited to a distinct head "Remuneration to copyists and examiners" to be opened for each Court.

14) The amounts may be drawn on separate bills in the form to be prescribed by the Comptroller giving the following particulars.

(1) the name of each copyist and examiner, the number of sheets copied or examined by him, and the amount claimed;

(2) a certificate to the effect that the amounts claimed have been checked with the stamp slips as required in rule 17 and that they have been so destroyed as laid down in rule 18 that they cannot be used again.

15) The bills may be drawn direct from the Treasury without being sent to this office for preaudit.

4-12-'12. Asstt: Comptroller.

16) FH 4.12.12

O. The portion of Rule 17 regarding payt out of contingencies should be modified as explained in A.S. 7ii & A.C.T.A.D's

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

General and Revenue Secretariat.

C&S File No. 119 of 1912

Serial No.

note above

17 (2) As the bills will not require pre-audit no delay in payt will result

H. will 558-12

18 (3) I agree with both Secys this Office that ~~Offence~~ sheets or printed copies should remain with the Ld Ministerial Offices

19 (4) I wonder whether it would not be better to have the stamp-slips attached to the bills for submission to audit office where they will be cancelled. Offence the court should also stamp "Commission paid". Please ascertain the practice in this respect in British India

11 Evidence Act

M 9/12/12

20 A.J. Jr

To Branch III for kindly furnishing the information required by the Fin. Secy.

Bdn 21 inspr (1) The Calcutta rules from which the draft rule N 18. appears to have been copied also authorize the disbursing Officer to destroy (have distrayed) the stamps (in his presence) (vide R 5 on page 230) Please see also Madras Rules N. 26 and 27 on pages 96 & 97. Here again

Flag Y

Flag R

NOTE—Contn. sheet.

R. S. 12]

General and Revenue Secretariat.

C6 File No. 119 of 1912-13

Serial No.

the audit office does not seem get any vouchers except the monthly bill of the Copying establishment.

dtd 22 XII(11)
16/12/12

To Bott

22) It is requested that the file may be retd Early as the rules have to issue before the end of the month. The new rules come into force from 1st Jan 1913.

Pl. recs. 558-12

16/12/12

26) Subd None desirable Mr the Secy Shifts Bhrs alone with the bills & this does not involve 16/12/12 any addl work or difficulty while it will certainly be safer.

16.XII.12

desires)

24) I agree. The audit office may destroy them after three years.

17/12/12

T. Bott

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

R. S. 12]

General and Revenue Secretariat.

Ch File No. 119 of 1912–13

Serial No.

25)

Subs. The note of the Financial Dept may perhaps be referred to the Chief Court unofficially for remarks if any.

Hes 122 SW(H)
17-12-12

26) This would mean delay. However I think we will have to change the date of operation of the new rules from 1st Jan'y to 1st Feb'y.

Labd 1st Cr for favour of orders

27) 18/12/12

Please make the necessary change in the rules & refer again to Ch. Ct. The date may be altered.

23/12/12

23/12

Hes Please come up with draft. Also an

28) 2 Amt draft alongwith date

28/12/12

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

R. S. 12]

General and Revenue Secretariat. | Cts File No. 119 of 1912-13

Serial No.

Order (or letter to Dr's) that it is under Contemplation to ~~Change the~~ postpone the operation of the rules to 1st Feb.

28/12/12

2 To the Registrar. Chief Court.
Comnr of Stamps
Supdt. Stamp. Manufactory.
Compr to Govt.
Dr Comnrs of ~~Districts~~ N Dgt 1794 - 1805 22-2-13
Directs that the rules shall come into force from 1st February 1912.
Subs with a draft order &c.
Hes 22
3/1/13

29 Post for kindly stating whether the rules as changed will do

3/1/13

Flag 9

H. mil 702-12

30 3/1/13

Subs
Hon
3/1/13

Have see pencil addn. With this addn the Rules may stand as altered -

4. 1. 13

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

R. S. 12]

General and Revenue Secretariat. | Ch. File No. 119 of 1912.

Serial No.

Subd
SR
6.1.13

31)

J. U. O. 22 of 1912

Forwarded for Reg^r of the Ch. Ct. for favour of opinion of the Court on the changes made in rules 17, 18 & 19 on the advice of the Financial Branch

B. O
Secy
Forest^y to Govt.

The date of publication of the rules has been changes to 1st Feb^y 1913.

Rec^d 6-1-13

6/1/13

32

No: 2224/151 dt. 11-1-13

III Ch
14/1/13

The Chief Court are of opinion that the alterations may be embodied in the Rules. Rule 18 may however be altered somewhat the following being substituted for the words "from the following particulars":—

"namely, the names of parties, the name of each Agent and Examiner, the number

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

R. S. 12]

General and Revenue Secretariat. | Cts File No. 119 of 1912-13.

Serial No.

of sheets copied or examined by each and the amounts claimed."

"The amounts claimed should be taken from the Stamp slips which should be defaced and attached to the bill."

33) The Chief Court consider that there is no necessity to send a certificate when the original vouchers are sent to the Comptroller's Office

Submitted
11th January 1913. Regr. Chief Ct

34) Subd for orders with the draft already put up. The alteration suggested by the Chief Court has been embodied.

Reg. 122
15.1.13.

SN (11) Secy) SPR 15.1.13

1st Counsellor

15/1 SPR 15.1.13

35) Draft appd

15/1/13

938
18.1.13

36) Draft approved

18.1.13 RG

SPR 16.1.13

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

Rec'd from the Govt on 21.1.13 21/1 Dewan) SPR 17.1.13

1305

16

R. S. 12]

General and Revenue Secretariat.

File No. 119 of 1912

Serial No.	
	37) Issue 21/1/13
3	To The Regr, Chief Court The Comr of Stamps The Supdt, Stamp Manufactory The Comptroller Govt The Dy: Comrs of Districts No J 2117-28 1794-1805 dy 23-1-1913 Approves the draft rules recd with Sl. 1 with certain modifications.

A Rec 21-1-13

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

No: 1613/110 Secons.

Chief Court of Mysore,

Bangalore, dated 14th November 1912.

14 11 12.

From,

DIARY No. 1305

1912-13
SECTION CS
FILE No. 119-12
SERIAL No. 1.

The Registrar of the
Chief Court of Mysore,
Bangalore.

To,

The Secretary to Government,
General and Revenue Departments.

Sir,

Adverting to the Proceedings of Government No: 2538 - 41/Cts: 162 - 10 - 2 dated the 1st March 1912 sanctioning the introduction of stamped copying sheets with effect from 1st January 1913 I am directed to forward for the sanction of Government the enclosed revised Copying Rules.

The slight alterations effected are with reference to the stamped sheets. Paras 15 and 18 are new.

I have the honor to be,
Sir,
Your most obedient servant.

Registrar.

P.L.

137

26/12/12

2

G.R.S. 28]

File No. 11912

Serial No. 2

*Diary No. of letter replied to*_____

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT.

( )

the 191

READ—

Govt Progs No J 2538-41-Cts 162-10-2 dated the 18th March 1912, directing the introduction of

Date of issue 27.12.12

Signed by Mr Shivaramayya

~~ORDER THEREON.—No.~~

Stamped Copying Sheets for use in the Civil and Criminal Courts of the State with effect from the 18th January

over.

SUBJECT.

26/12

S

1913

Order thereon No: J1794 1805 & 27.12.12

On modification of
the above Order. Govt are pleased to
Resolve direct that the
Rules ~~Shall~~ come into
force from the 1st day
of February 1913.

For Secy. to Govt

To

The Registrar, Chief Court
" Commr of Stamps.
" Supdt of Stamp Manufactory
" Comptr to Govt.
Dy Commissioners of Dists.

Dft by
[illegible]
2.3.12 — 12.

10
Gr & MM order - 13 copies
Enclosures - 13 cpys 21-1-13

4

G.R.S. 28]

Cts File No. 119-12

Serial No. 3

*Diary No. of letter replied to*_____

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT.

( )

, *the* 191

READ—

Govt Progs No J 25-38-41—

Cts 162-10-2 dated the 18th March 1912 directing the introduction of Stamped

Date of issue 23-1-13

Signed by Mr S.P. Rajagopalachar

ORDER THEREON.—No.

Copying Sheets for use in the Civil and Criminal Courts of the State with effect from 1st January 1913

(2) Govt Progs No J 1794-1805-

over.

SUBJECT.

Despatched 21-1-13

5

Cls 119-12-2 & 27.12.1912
directing the postponement of the
operation of the Rules from 1st February 1913

(3) Letter N 1613/110 dated
14th November 1912 from
the Registrar Chief
Court, forwarding for
approval a set of revised
Copying Rules

Order thereon N 2117-28/28-119-12-3. & 23/1/13.
Encls 2 sent to Rpr. ch. st. only.

The Draft ~~Rules~~ rules
received with the Registrar's
letter read above are
approved with certain
modifications in Rules
17 + 18 + 19 ~~which are to be~~ as shown in the Copy
~~adopted~~ as amended hereto.

(2) The receipts representing
the amounts paid by
Stamp Vendors should
be credited to a new
head "Sale of Stamped
Papers for Copies" under

GPB.—20,000—2-10-11

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

"VII Stamps" and the Charges ~~which will be~~ viz the amounts drawn by the Courts on bills for payment to Copyists and Examiners Shall be debited to a distinct head "Remuneration to Copyists and Examiners" to be opened for each Court.

18.1.13

15/1/13

offg Secy to Govt

J. with the revised estts & returning enclosures

The Registrar, Chief Court

" Comptr to Govt.

" Stamp Commr in Mysore

" Dy Commrs of Districts

" Supdt Stamp Manufactory.

Adopting the Financial Secys Memo

Rules {17 & 18 / 19} to read as follows:-

On each Copying Sheet used four pies represent the payment got on account of the Cost of the paper, ~~to~~ cost of printing and the Commission to the Stamp Vendors, &c; the remaining one anna eight pies will represent the earnings of the Copyist and examiner the former receiving one anna four pies and the latter four pies When the Copy is ready the upper part of each Stamp must be torn off each Sheet along the perforated line and then Signed by the Copyist and examiner and kept till the end of the month

Rule 18.

The accounts of the Copyists and examiners will be made up monthly, and the amounts due to each will be drawn by the Court or the officer in Charge of the Central Records, on bills in the form to be prescribed by

the Comptroller giving the following particulars, viz the names of parties,

the name of each Copyist and examiner the number of Sheets copies or examined by each and the amounts claimed

The amounts claimed should be taken from ~~(2) a Certificate to the effect that the amounts claimed have been checked with~~ the Stamp Slips ~~which should be, and that these have been duly~~ defaced and attached to the file

R 19 At the end of this rule add the following

Unused Stamp papers relating to ~~cancelled~~ ~~spoiled~~ as well as all finished Copies shall be retained ~~by~~ ~~such Officer~~ until they are required for delivery to the parties

ker
5/1/13